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BED BATH & BEYOND INC.
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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION
11

12 SHELBY BENNETT, an individual, on behalf of
herself and all others similarly situated,
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14 Plaintiffs,
15 v.
16 BED BATH & BEYOND, INC., a New York
corporation, and DOES 1 through 50, inclusive,
17 Defendants.

Case No. 3:11-cv-02220-JCS CRB

**STIPULATION TO EXTEND
DEFENDANT'S TIME TO
RESPOND TO COMPLAINT**

Hon. Joseph C. Spero

Complaint Filed: March 4, 2011

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STIPULATION

Pursuant to Rule 6-1(a) of the Local Rules of the United States District Court for the Northern District of California, Plaintiff Shelby Bennett (“Plaintiff”) and Defendant Bed Bath & Beyond Inc. (“BBB”), by and through their undersigned counsel, stipulate as follows:

WHEREAS, Plaintiff filed the Complaint in this action on March 4, 2011, and served BBB with the Complaint on or about April 8, 2011;

WHEREAS, BBB filed a Notice of Removal to remove the action to this Court on May 6, 2011;

WHEREAS, under Federal Rule of Civil Procedure 81(c)(2)(C), BBB's deadline to respond to the Complaint is May 13, 2011;

WHEREAS, Plaintiff intends to file an Amended Complaint on or before May 20, 2011;

WHEREAS, BBB does not object to Plaintiff's filing of an Amended Complaint and, by electing not to object, BBB does not waive any defenses it may have to the Amended Complaint;

WHEREAS, good cause exists for an extension of BBB's deadline to respond to the Amended Complaint because BBB requires sufficient time to investigate the factual bases of Plaintiff's amended claims;

WHEREAS, the extension of time for BBB to answer or otherwise respond to the Amended Complaint will not alter the date of any event or deadline already fixed by the Court;

THEREFORE, IT IS HEREBY AGREED AND STIPULATED that:

1. Plaintiff shall file an Amended Complaint on or before May 20, 2011; and
2. BBB shall have thirty (30) days from the filing date of Plaintiff's Amended Complaint to answer or otherwise respond to the Amended Complaint.

1 Dated: May 11, 2011

DAVID F. McDOWELL
PURVI G. PATEL
MORRISON & FOERSTER LLP

7 Dated: May 11, 2011

GENE J. STONEBARGER
RICHARD D. LAMBERT
STONEBARGER LAW

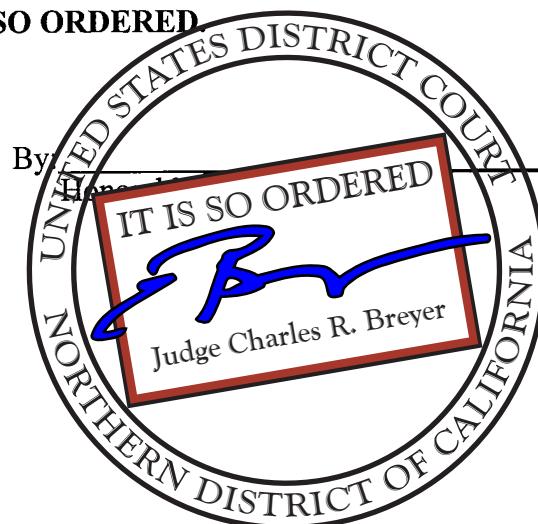
10 By: /s/ Gene J. Stonebarger
Gene J. Stonebarger

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12 *Attorneys for Plaintiff
Shelby Bennett, an individual, on
behalf of herself and all others
similarly situated*

16 PURSUANT TO STIPULATION, IT IS SO ORDERED.

18 Dated: June 7, 2011

By:



ECF ATTESTATION

I, Purvi G. Patel, am the ECF User whose ID and password are being used to file this
STIPULATION TO EXTEND DEFENDANT'S TIME TO RESPOND TO COMPLAINT.
In accordance with General Order 45 X.B, concurrence in the filing of this document has been obtained from Gene J. Stonebarger, counsel for Plaintiff, and I shall maintain records to support this concurrence for subsequent production for the Court if so ordered or for inspection upon request by a party.

Dated: May 11, 2011

DAVID F. McDOWELL
PURVI G. PATEL
MORRISON & FOERSTER LLP

By: /s/ Purvi G. Patel
Purvi G. Patel

*Attorneys for Defendant
Bed Bath & Beyond Inc.*